

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

LARRY D. THOMAS, SR.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 2:05cv437-WKW
	)	
R. JAMES NICHOLSON,	)	
	)	
Defendant.	)	

**ORDER**

Now pending before the court is the October 11, 2006, motion to substitute (doc. # 38) and the October 12, 2006, motion for leave to file (doc. # 39) filed by the defendant.

Upon consideration of the motions and for good cause, it is

ORDERED that the motion to substitute (doc. # 38) and motion for leave to file (doc. # 39) be and are hereby GRANTED.

Done this 16<sup>th</sup> day of October, 2006.

/s/Charles S. Coody  
CHARLES S. COODY  
CHIEF UNITED STATES MAGISTRATE JUDGE